App F IX 4

1954 55
(Com)

File No 39 55

Previous References
Com 38/54

Serial Nos. 60 71

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

P13
E

Part B for August 1955

SUBJECT

Amendment of Cantonment bye laws — Rajkot City Municipality

WD 01425—GPB—25 000—15 9 1952

L 5964 5/22 8 55

The Municipal Commr Rajkot City
Municipality (Shri K)
C S A/A

Sanction is

received 1/10

9463/111

From

The Municipal Commissioner of Pune

GJ PR 36/54-55 — Dy 18/23 355 —

Requests Orders of Govt to amend the Octroi bye-laws no 25 re refunds on loss of Receipts —

The Municipal Commissioner states that the legal committee have recommended that an order to mitigate the hardship caused to the public on loss of Receipts the following may be added as bye-laws no 25 (11) renumbering the present para as 25

If the original Receipt as reported to be lost and the Municipal Commissioner is satisfied about the loss of Receipt he may order refund of the duty to the person claiming refund on the person executing an indemnity bond in favour of the Municipal Commissioner

2) This amendment to bye-laws 25 of the Octroi bye-laws has been approved by the Municipal Council of Pune at their meeting held on 28 2 55

3) It is stated that the prescribed formalities in this behalf have been observed

9/6/69/11

2 Amendment of Octroi byelaws no 25 — Typed cy pms

4) The byelaws no 25 of Octroi byelaws as at stands now and after amendment as noted below

Existing provision	After amendment
25) Any person claiming refund under the above rule shall produce the goods to be exported at the Octroi Post together with the original receipt for Octroi duty paid thereon and an application for refund prepared in MAM form no 62 which can be had free of cost. He shall forward the Octroi No 10 of the application duly signed with date of export before the presents it at the Octroi Office	25(1) Byelaws no 25 as renumbered as 25(1)

25(11)

If the original receipt reported to be lost and the Municipal Council is satisfied about the loss of the receipt, he may order refund of the Octroi

403/LD - 9465/M1

Amendment of Octroi bye-laws no 25 - Municipality

3

duty to the person claiming
refund on the person
executing an undertaking
bond in favour of the
Municipal Council

5) The above amendment of bye-laws no 25
so as to provide for sanction of refunds
on loss of receipts may be approved

DS
16/5
2
Rs 25/-

6) May be approved in Consultation
with the Law Dept

DS
29/5

Received back
from the Supdt
16/5

(Secy to Govt - Law)

7) For his remark

Law Secy)

8) DS
31/5

9) Legis

10) The Administrative Secy may
be requested to send an up to date
copy of the bye-laws proposed to be
amended for reference

Secy 3/6/55

11 Mas 3/6/55

Asst Secy (Municipal)

3/6/55

SECRETARY TO GOVERNMENT
LAW DEPARTMENT
1 Jun 1955

1 NOV 1955

1946 9/ Amendments of the Octroi by-laws — 403
LD

12) A Copy of the Mysore Cy. Mill Rules and By-laws as amended upto date Book containing the same may kindly be returned when done with.

9/11/46 Ref. paras 10 & 11 Supra

Mrs 11/6 (Asst. Secy Legis Section)

13) Mrs 14/6/55

Subd

1. The amendments may be approved the procedure contemplated under the Act has been followed

SECRETARY TO GOVT 21 23 17 1955 LAW DEPARTMENT

A/s on Tour

Secy 15/6/55 BR 15/6/55

BR 17/6/55 Law Secretary

Secretary - LSG) cm 17/6/55 Copy of rules and bye-laws kept in the Secy

BR 17/6/55

GOVERNMENT OF MYSORE 17 JUN 1955 4282

" may be approved

Minister (Leg) 17/6/55

Agd 26/7/55 Mrs 26/7/55

Please find typed draft for approval

Typed draft 26/7/55

Issued 12/8

2. The Cy Commr Mysore Cy Mill Rules and Bye-laws as published in the Karnataka Gazette dated 25/966-65/Part IV 2B 53-71 dtd 22.8.66 are hereby approved.

B 22/8/66 Mrs

Sanctions —

C7 PR 36/54-55
Attach the petition in original,
Gope the Rotepeam Comm C R

CITY MUNICIPAL COUNCIL,
P B No 17

Mysore, Dated 18-2-1955
23

FROM

THE MUNICIPAL COMMISSIONER
City Municipal Council
MYSORE

9469

To CM 39-54-60

The Secretary to Government
Education and L S G Departments
Bangalore 1
(Through the President C M C)

Sir,

Subject - Amendment of the octroi bye-law No 25 re refunds on loss of receipts

Reference C O No I 11734-5/CM 39-54-48 dated 20-12-1954

In pursuance of what had been stated in the last para of my letter o C7 PR 36/54-55 dated 23-11-1954 on which the above order was received, action was taken to amend the byelaw No 25 of octroi byelaws to mitigate the hardship caused to the public on loss of receipts The Legal Committee recommended that the following may be added as byelaw No 25(ii) numbering the present para as 25(i)

If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of receipt, he may order refund of the duty to the person claiming refund on the person executing an indemnity bond in favour of the Municipal Council "

After approval of the same by the Council the above amendment was notified in the Municipal Official Gazette and also local dailies and objections were called for A mass petition comprising of coffee works owners cloth merchants was received objecting to the title and wording of the byelaw for the reasons explained in the objection petition which is enclosed in original It was felt that the proposed amendment related more to the procedural details than any legal defect

The Council have therefore approved of the amendment of the bye-law as notified

copies of the notification and request you kindly to obtain orders of Government approving the amendment

Yours faithfully

(N Lakshman Rau)
Municipal Commissioner

Forwarded with compliments

(S Sanjeevaiah)
President I/C

Proceedings of the ordinary Meeting of the Council held on 28-2-55 at 4 P M in the Municipal Offices

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1263 Office note dated 15-2-55 regarding the final approval of the amendment of bye-law o 25 so as to provide for sanction of refunds on loss of receipts

Approved

Sd [illegible] Buttrey
President

Copy

Municipal Commissioner

PSF

Part III-3

Extract from the Mysore Gazette dated, January 6, 1955

Office of the Municipal Commissioner,
Mysore City Municipality

Notification dated 29th December 1954

No C7 P R 36-54-55 Notice is hereby given to the inhabitants of the Municipality of Mysore that the Municipal Council desires to amend the bye-law No 25 of the Octroi bye-laws relating to - refunds so as to provide for sanctioning the refunds of Octroi duty on loss of receipts

The present bye-law No 25 on page 83 will be numbered as 25 (1) ~~25 on page 83 with~~ the following will be added as bye-law No 25(11)

Refund on lost Receipt

" If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of the receipt, he may order refund of the duty to the person ~~x~~ claiming refund, on the person executing an indemnity bond in favour of the Municipal Council"

Any inhabitant of the Municipality objecting to the proposed amendment may within one month from the date of this notice send his objection in writing to the Municipal Council

N LAKSHMAN RAU
MUNICIPAL COMMISSIONER

Copy,

for Municipal Commissioner.

Part III-3

Extract from the Mysore Gazette dated, January 6, 1955.

Office of the Municipal Commissioner,
Mysore City Municipality.

Notification dated 29th December 1954

No C7 P 36-54-55. Notice is hereby given to the inhabitants of the Municipality of Mysore that the Municipal Council desires to amend the bye-law No 25 of the Octroi bye-laws relating to - refunds so as to provide for sanctioning the refunds of Octroi duty on loss of receipts

The present bye-law No 25 on page 83 will be numbered as 25 (1) and the following will be added as bye-law No 25(11)

Refund on lost Receipt.

" If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of the receipt, he may order refund of the duty to the person claiming refund, on the person executing an indemnity bond in favour of the Municipal - Council"

Any inhabitant of the Municipality objecting to the proposed amendment may within one month from the date of this notice send his objection in writing to the Municipal Council.

N LAKSHMAN RAO
MUNICIPAL COMMISSIONER

Copy,

Municipal Commissioner.

Part III-3.

Extract from the Mysore Gazette dated, January 6, 1955.

Office of the Municipal Commissioner,
Mysore City Municipality.

Notification dated 29th December 1954

No C/ P R. 36-54-55 Notice is hereby given to the inhabitants of the Municipality of Mysore that the Municipal Council desires to amend the bye-law No 25 of the Octroi bye-laws relating to - refunds so as to provide for sanctioning the refunds of Octroi duty on loss of receipts

The present bye-law No 25 on page 33 will be numbered as 25 (1) 25 (1) and the following will be added as bye-law No 25(1)

Refund on lost receipt.

" If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of the receipt, he may order refund of the duty to the person claiming refund, on the person executing an indemnity bond in favour of the Municipal Council"

Any inhabitant of the Municipality objecting to the proposed amendment may within one month from the date of this notice send his objection in writing to the Municipal Council.

N.LAKSHMAN RAU
MUNICIPAL COMMISSIONER.

Copy,

Municipal Commissioner.

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

READ -

1 Government Order No L 11734-5/CM 39-54-48 dated 20-12-1954 sanctioning the refund of octroi of Rs 80-9-8 to the petitioner Sri M N Jois as a special case in Mysore City Municipality

2 Letter No C7 P R 36/54-55 dated 18/23-3-1955 from the Municipal Commissioner, Mysore City Municipality stating that action was taken to amend the bye-law No 25 of Octroi bye-laws to mitigate the hardship caused to the public on loss of receipts and that the ~~Legal Committee and the~~ Municipal Council have approved that the following* may be added as bye-law No 25(1) numbering the present para as 25 (1) and requesting approval ~~of~~ the amendment ~~of bye-law No 25~~ as proposed, so as to provide for sanction of refunds on loss of receipts, as resolved by the Municipal Council at their meeting held on 28-2-1955 and stating that the objection so received in this behalf was duly considered

*"If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of receipt, he may order refund of the duty to the person claiming refund on the person executing an indemnity bond in favour of the Municipal Council "

ORDER NO L 5964-65 / CM 39-54-7/

Dated, Bangalore, the 22/8/55

The amendment to the Octroi bye-law No 25 of the Mysore City Municipality as noted below is approved

Existing provision	After Amendment
25 Any person claiming refund under the above rule shall produce the goods to be exported at the octroi koti together with the original receipt for octroi duty paid thereon and an application for refund prepared in M A M form No 42 which can be had free of cost He shall fill up the columns 1 to 10 of the application duly signed with date of export before he presents it at the Octroi Office	25 (1) Any person claiming refund ~~xxxx~~ under the above rule shall produce the goods to be exported at the octroi koti together with the original receipt for octroi duty paid thereon and an application for refund prepared in M A M Form No 42 which can be had free of cost He shall fill up the columns 1 to 10 of the application duly signed with date of export before he presents it at the Octroi Office

P T O

Existing provision

After Amendment

25 (ii) If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of the receipt, he may order refund of the duty to the person claiming refund on he person executing an indemnity bond in favour of the Municipal Council"

For Secretary to Government,
Education & L S G Department

To

The Municipal Commissioner, Mysore City Municipality
thro' the President
" Controller, State Accounts Department, Bangalore

krr/draft/9 8

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

R E A D:-

1 Letter No C7 P R 36/54-55 dated 18/23-3-1955, from the Municipal Commissioner, Mysore City Municipality, stating that action was taken to amend the byelaw No 25 of Octroi byelaws to mitigate the hardship caused to the public on loss of receipts and that the Municipal Council have approved that the following* may be added as byelaw No 25(ii) numbering the present para as 25(1) and

* "If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of receipt, he may order refund of the duty to the person claiming refund on the person executing an indemnity bond in favour of the Municipal Council"

requesting approval to the amendment proposed, so as to provide for sanction of refunds on loss of receipts, as resolved by the Municipal Council at their meeting held on 28-2-1955 and stating that the objection so received in this behalf was duly considered

***

ORDER NO L 5964-65/CH 39-ST-71

DATED, BANGALORE, THE 22 AUGUST 1955.

The amendment to the octroi byelaw No 25 of the Mysore City Municipality as noted below is approved

Existing provision	After amendment
25 Any person claiming refund under the above rule shall produce the goods to be exported at the octroi koti together with the original receipt for octroi duty paid thereon and an application for refund prepared in K A M form No 42 which can be had free of cost He shall fill up the columns 1 to 10 of the application duly signed with date of export before he presents it at the Octroi Office	25(1) Any person claiming refund under the above rule shall produce the goods to be exported at the octroi koti together with the original receipt for octroi duty paid thereon and an application for refund prepared in K A M Form No 42 which can be had free of cost He shall fill up the columns 1 to 10 of the application duly signed with date of export before he presents it at the Octroi Office 25(ii) If the original receipt is reported to be lost and the Municipal Commissioner is satisfied about the loss of the receipt, he may order refund of the duty to the person claiming refund on the person executing an indemnity bond in favour of the Municipal Council"

(V Hanumanthappa)

For Secretary to Government,
Education & Labour Department

To
The Municipal Commissioner, Mysore City
The Controller, State Accounts Department, Bangalore

Kindly pay the Amount